

CLASSIFICATION OFFICE DECISION

Title of publication: AG-108/Naniwa Peeping-Holes 09

Other known title(s): [個人撮影][盗撮]Naniwa Peeping-Holes 民家-住居不法侵入 09

OFLC ref: 1700212.003

Medium: Computer Moving Image File

Director: Not stated

Country of origin: Japan

Language: Japanese

Applicant: Commissioner of Police

Classification:	Objectionable.
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Excisions: No excisions recommended

Descriptive note: None

Display conditions: None

Date of entry in Register: 01 June 2017

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: 01 June 2017

	Components	Running time
Timed component(s):	AG-108/Naniwa Peeping-Holes 09	68:38
Total running time:		68:38

Summary of reasons for decision:

The computer moving image file is classified as objectionable because it promotes and encourages criminal acts relating to intimate visual recordings (these are specific offences in the Crimes Act 1961) to such an extent and degree, and in such a manner, that its availability is likely to be injurious to the public good. The file contains six scenes and a series of trailers in which people have been surreptitiously filmed in private settings, in situations where they would expect privacy, including during sexual activity and while in the bathroom. The purpose of the footage is the sexual gratification of the viewer. The classification of this publication interferes with the right to freedom of expression set out in the New Zealand Bill of Rights Act 1990, but this is a reasonable and justified limitation on that right, given the high risk of injury to the public good.